

Amendments to the Claims:

This listing of claims will replace all prior versions, and listings, of claims in the application:

Listing of Claims:

1. (Currently Amended) A device (1) for fixing a component (10) in particular a headrest (10) and in particular in or on for a vehicle, the component device (10) being assigned having at least one fixing bar having a longitudinal extent and (4), the fixing bar (4) being displaceable relative to the device (1) in a first direction (A) ~~running essentially aligned~~ parallel to its longitudinal extent, ~~characterized in that~~ the device (1) comprising has a tolerance compensation ~~means (7) which is in~~ member contacting with the fixing bar (4), the tolerance compensation ~~means (7)~~ member being displaceable in relation to the device (1) in a second direction (B) ~~running essentially aligned~~ perpendicularly to the first direction (A).

2. (Currently Amended) The device (1) as claimed in claim 1, ~~characterized in that~~ wherein the tolerance compensation ~~means (7)~~ member is also in contact with the fixing bar (4) during a displacement of the fixing bar (4) relative to the device (1) in the first direction (A).

3. (Currently Amended) The device (1) as claimed in ~~one of the preceding~~ ~~claims, characterized in that~~ Claim 2 wherein a movement of the tolerance compensation ~~means (7)~~ member in the second direction (B) is possible only counter to a frictional force of the device (1) in relation to the tolerance compensation ~~means (7)~~ member.

4. (Currently Amended) The device (1) as claimed in ~~one of the preceding~~ ~~claims, characterized in that~~ Claim 3 wherein the tolerance compensation ~~means (7)~~ member is in contact with the fixing bar (4) at at least three points in a plane essentially perpendicular to the first direction (A).

5. (Currently Amended) The device (1) as claimed in ~~one of the preceding~~ ~~claims, characterized in that~~ the tolerance compensation ~~means (7)~~ member completely surrounds the fixing bar (4) in a plane essentially perpendicular to the first direction (A).

6. (Currently Amended) The device (1) as claimed in ~~one of the preceding~~ ~~claims, characterized in that~~ Claim 1 wherein the tolerance compensation means (7) member is elastically deformed in the first direction (A) by means of the device (1) and by means of a compressive force.

7. (Currently Amended) The device (1) as claimed in ~~one of the preceding~~ ~~claims, characterized in that~~ Claim 4 wherein the tolerance compensation means (7) member comprises a material with a low coefficient of friction, ~~in particular~~ in the region of its contact with the fixing bar (4).

8. (Currently Amended) The device (1) as claimed in ~~one of the preceding~~ ~~claims, characterized in that~~ Claim 1 wherein the device (1) is a guide device.

9. (Currently Amended) The device (1) as claimed in ~~one of the preceding~~ ~~claims, characterized in that~~ Claim 1 wherein the component (10) has two fixing bars (4).

New Abstract:

There is provided a device for fixing a component, in particular a headrest and particularly in or on a vehicle whereby the component includes at least one fixing bar. The fixing bar may be displaced relative to the device in a first direction essentially parallel to the longitudinal extension thereof. The device includes a tolerance compensation means in contact with the fixing bar, whereby said tolerance compensation means may be displaced in a second direction relative to the device running essentially perpendicular to the first direction.

Amendments to the Drawings:

The drawing sheets attached in connection with the above-identified application containing Figure(s) 1-4 are being presented as a new formal drawing sheet or sheets to be substituted for the previously submitted drawing sheet or sheets. The drawing figure 4 was identified and described in the PCT application originally filed, but was mistakenly not filed. No new matter has been added. Support for the Figure can be found on page 5, lines 1-3 of the PCT as originally filed and at least in paragraph 0016 of the substitute specification filed herewith.

REMARKS

Applicant respectfully requests that the foregoing amendments be made prior to examination of the present application.

Claims 1-9 are currently being amended.

This amendment adds, changes and/or deletes claims in this application. A detailed listing of all claims that are, or were, in the application, irrespective of whether the claim(s) remain under examination in the application, is presented, with an appropriate defined status identifier.

After amending the claims as set forth above, claims 1-9 are now pending in this application.

The present application is a National Phase application in the United States of International Application number PCT/EP2005/00848, filed January 28, 2005 and published October 20, 2005 and claims priority back to German Application number 10200401379.2, filed March 19, 2004 including the specifications, drawings, claims and abstract of each, which are incorporated here and by this reference in their entirety.

Applicants have provided a substitute specification which is attached hereto and incorporated herein by this reference which added paragraph number 0001 and heading titles, as appropriate to confirm to USPTO practice. The Applicants have changed the title of the application as indicated above. Applicants state that no new matter has been added to the substitute specification. For the Preliminary Amendment, applicants submit that the specification should be amended to included cross-reference to the related applications of the PCT/EP and German Applications cited above.

The Applicants submit formal drawings which include Figures 1-4. The drawing Figure 4 was identified and described in the PCT/EP application originally filed, but was mistakenly not filed. No new matter has been added. Support for the Figure 4 can be found on page 5, lines 1-3 of the PCT application originally filed and at least in paragraph 0016 of the substitute specification filed here with.

Applicants have also deleted the original abstract and replaced it with the abstract shown above. The abstract conforms to the USPT word count requirement. Applicants have amended claims 1-9 to correct style, terminology and comply with the multiple dependent claim requirements. Support for the amendments to the claims are in the specification and drawings.

Applicant believes that the present application is now in condition for allowance. Favorable consideration of the application as amended is respectfully requested.


The Examiner is invited to contact the undersigned by telephone if it is felt that a telephone interview would advance the prosecution of the present application.

Respectfully submitted,

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